

78B-5-617 Writings bearing obvious alterations -- Explanation required.

- (1) The party producing as genuine a writing which has been altered, or appears to have been altered after its execution in a part material to the question in dispute must account for the appearance of alteration.
- (2) The party may show that the alteration:
 - (a) was made by another without the party's concurrence;
 - (b) was made with the consent of the parties affected by it;
 - (c) was otherwise properly or innocently made; or
 - (d) does not change the meaning or language of the instrument.
- (3) An altered writing that a party cannot adequately explain under Subsection (2) is not admissible.

Renumbered and Amended by Chapter 3, 2008 General Session